IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT CHANDIGARH

C.R.No.4999 of 2006

DATE OF ORDER: 23.3.2007

Om Parkash

...Petitioner(s)

Versus

Mateshwar Dayal

....Respondent(s)

CORUM : HON'BLE MR. JUSTICE M.M. AGGARWAL

.*.*.*.

Present: Mr. R.M. Singh, Advocate.

M.M. AGGARWAL,J

This is petition against judgment dated 7.6.2006 passed by Rent Controller, Jhajjar whereby an application of the respondent-tenant for assessing the rent was declined.

Counsel for the petitioner-tenant admits that the main petition under Section 13 of the Haryana Urban (Control of Rent and Eviction) Act, 1973 is pending before the Rent Controller and no final order of ejectment has been made in that.

It may be that the landlord-respondent had taken a ground that the tenant is in arrears of rent and is liable to be ejected.

Since the final order of ejectment has not been made, I do not find any good ground to entertain this petition at this stage. This petition is dismissed leaving the petitioner at liberty to argue before the Rent Controller, whether the petitioner-tenant is in arrears of rent or not and to file appeal in case there is ejectment order.

March 23, 2007 (M.M. AGGARWAL)
manoj JUDGE